

A RESOLUTION

02- *R*-1495

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

**A RESOLUTION AUTHORIZING PAYMENT IN THE  
AMOUNT OF \$1,180.06 IN SETTLEMENT OF THE CLAIM  
OF RICHARD M. DICTER AGAINST THE CITY OF  
ATLANTA**

**WHEREAS**, Richard M. Dicter has filed a claim against the City of Atlanta seeking damages arising out of damages sustained to his vehicle when he drove over an unraised water valve box located at 3520 Piedmont Road, NE; and

**WHEREAS**, the claim was forwarded to United Water Services Atlanta for payment, however, United Water Services Atlanta has denied Mr. Dicter's claim and have based the denial on their assertion that they are not responsible for the water meter valve; and

**WHEREAS**, the claimant has asserted damages in the amount of \$1,180.06 and has agreed to accept this sum in full and complete satisfaction and settlement of his claim against the City of Atlanta; and

**WHEREAS**, the City Attorney has recommended that the claim of Richard M. Dicter be settled for the sum of \$1,180.06.

**WHEREAS**, this claim had been previously adversed by City Council on May 20, 2002.

**THEREFORE, BE IT RESOLVED** by the Council of the City of Atlanta, Georgia that resolution number 02-R-0762 be hereby rescinded.

**BE IT FURTHER RESOLVED** that \$1,180.06 be paid by the City of Atlanta in satisfaction of any and all claims Richard M. Dicter may have stemming from damages sustained to his vehicle on or about January 2, 2002 at 3520 Piedmont Road, NE.

**BE IT FURTHER RESOLVED** that the City Attorney be granted the authority to take all necessary action, up to and including the filing of a lawsuit to pursue recovery for the damages caused by the inactions of United Water Services Atlanta.

**BE IT FURTHER RESOLVED** that the Chief Financial Officer be and hereby authorized to pay the above mentioned sum from account number 2J01/529017/T31001.

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